PTO/SB/21 (08-03) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE nder the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/699182 TRANSMITTAL Filing Date Nov 1, 2003 **FORM** First Named Inventor Allmendinger (to be used for all correspondence after initial filing) Art Unit 1744 **Examiner Name** Attorney Docket Number INN100US Total Number of Pages in This Submission 40 **ENCLOSURES** (check all that apply) After Allowance communication Drawing(s) Fee Transmittal Form to Group Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to Group Amendment / Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Х Extension of Time Request identify below): Form 1449, 7 references, return Request for Refund **Express Abandonment Request** postcard CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Charles D. Gavrilovich, Jr., A Professional Corporation or Individual name Signature Date April 05, 2004 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.P. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.** 

Date

April 05, 2004

Charles D. Gavrilovich, Jr.

Type or printed name

Signature



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit:

Examiner:

1744

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Serial No.: 10/699182

Filed: 11/1/2003

Title: System, Apparatus, and Method for

Measuring an Oxygen Concentration

of a Gas

Attorney Docket No.: INN100US

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

## Dear Sir:

This Information Disclosure Statement is submitted:

before payment of the issue fee)

X under 37 CFR 1 97(b) or

 (Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
 under 37 CFR 1.97(c) together with either a:  Statement under 37 CFR 1.97(e), or  a \$180.00 fee under 37 CFR 1.17(p), or  (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
 under 37 CFR 1.97(d) together with a:  Statement under 37 CFR 1.97(e), and a \$180.00 fee set forth in 37 CFR 1.17(p).

Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

(Filed after final action or notice of allowance, whichever occurs first, but

The relevance of the attached references is that this is the closest art of which Applicant is aware. Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or the correspondence is being facsimile transmitted to the ÚSPTO, on the date indicated below.

Date of Deposit: April 5, 2004

Typed Name: Charles D. Gavrilovich, Jr.

Signature:

Respectfully submitted,

Charles D. Gavrilovich, Jr.

Attorney/Agent for Applicant(s)

Reg. No. 41,031

Date: April 5, 2004

Telephone No.: 619 271 0382

PTO/SB/08A (08-03)

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Substitute for form 1449/PTO

Sheet

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	10/699,182		
Filing Date	November 01,2003		
First Named Inventor	Klaus Allmendinger		
Art Unit	1744		
Examiner Name	Unknown		
Attorney Docket Number	ININITOOLIS		

	U. S. PATENT DOCUMENTS				
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (# known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		<sup>US-</sup> 6192874 B1	02/27/2001	Dekoninck, et al.	
		118			
		<sup>US-</sup> 6301951 B1	10/16/2001	Lenfers et al.	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Π
		Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Or Relevant Figures Appear	ד
		JP 63075553 A	04/05/1988	Mieno Toshiyuki		Г
		EP 0924514 A	06/23/1999	Nobuhide Kato		Г
		DE 19800027 A	07/15/1999	Peter Brida		
		JP 61118653 A 🛠 /	06/05/1986	M. Yoshihiko		Г
		DE 19636226 A	03/12/1998	E. Schnaibel		Г
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Examiner	Date	
Signature	1 ±	
	Considered	1

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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